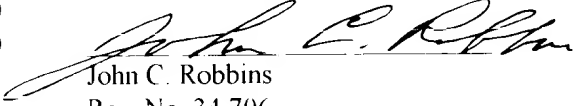


218702
Docket Number: 00801-0087-CPUS04
US Express Mail No. EL 953901125 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|----------------------------------|---|--|
| In re Application of |) | Examiner: Jezia Riley |
| |) | |
| ERWIN <i>et al.</i> (as amended) |) | Group Art Unit: 1637 |
| |) | |
| Serial No.: 09/626,127 |) | I hereby certify that this paper is being |
| |) | sent via EXPRESS MAIL and I have |
| Filed: July 26, 2000 |) | reasonable basis to expect that this |
| |) | paper will be mailed on or before |
| For: PRODUCTION OF LYSOSOMAL |) | <u>January 30, 2003</u> |
| ENZYMES IN PLANTS BY |) |  |
| TRANSIENT EXPRESSION |) | John C. Robbins |
| | | Reg. No. 34,706 |

STATEMENT UNDER 37 CFR § 1.125(b)(1)
FOR SUBMISSION OF SUBSTITUTE SPECIFICATION

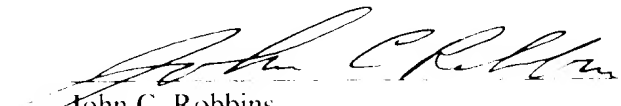
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant submits herewith a **Substitute Specification** to include all amendments made in the application to date. Specifically, the Substitute Specification includes all amendments made in the previously entered amendments filed on September 20, 2001 and August 2, 2002. On this date herewith, Applicant has further amended the specification and claims. The present amendments are also incorporated into the **Substitute Specification**. Therefore, Applicant has provided two versions of the **Substitute Specification**, a marked up copy showing all corrections and deletions made in the amendment filed herewith; and 2) a clean copy with all corrections included without markings. In accordance with 37 CFR § 1.125(b)(1), Applicant hereby asserts that the **Substitute Specification** includes no new matter.

Respectfully submitted,

Date: Jan. 30, 2003


John C. Robbins
Agent for Applicant(s)



RECEIVED

FEB 05 2003

TECH CENTER 1600/2900

US Express Mail No. EL 953901125 US
Docket Number: 00801-0087-CPUS04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

ERWIN *et al.* (as amended)

Serial No.: 09/626,127

Filed: July 26, 2000

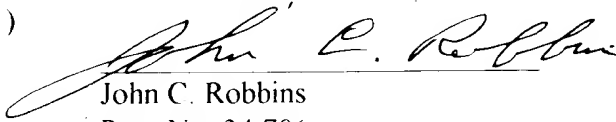
For: PRODUCTION OF LYSOSOMAL
ENZYMES IN PLANTS BY
TRANSIENT EXPRESSION

) Examiner: Jezia Riley
)

) Group Art Unit: 1637
)

) I hereby certify that this paper is being
) sent via EXPRESS MAIL and I have
) reasonable basis to expect that this
) paper will be mailed on or before

January 30, 2003


John C. Robbins
Reg. No. 34,706

**SUBMISSION OF COPIES OF
COMMONLY ASSIGNED PATENT APPLICATIONS,
PRIORITY APPLICATION SN 07/219,279 and SN 07/363,138**

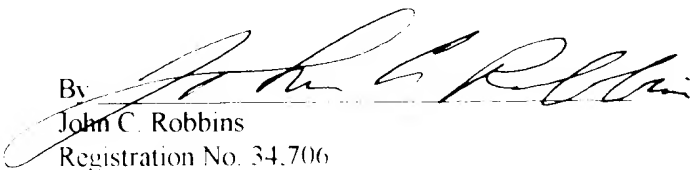
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In the Office Action dated September 17, 2002, a request was made for copies of commonly assigned patent applications that are included in the priority claim of the instant patent application. The undersigned hereby affirms that, to the best of his knowledge, the accompanying copies of SN 07/219,279 and SN 07/363,138 are true and accurate photocopies of the patent specifications as originally filed

Respectfully submitted.

Date: Jan. 30, 2003

By: 
John C. Robbins
Registration No. 34,706
Large Scale Biology Corporation



US Express Mail No. EL 953901125 US
Docket Number: 00801-0087-CPUS04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

ERWIN *et al.* (as amended)

Serial No.: 09/626,127

Filed: July 26, 2000

For: PRODUCTION OF LYSOSOMAL
ENZYMES IN PLANTS BY
TRANSIENT EXPRESSION

Examiner: Jezia Riley

Group Art Unit: 1637

I hereby certify that this paper is being
sent via EXPRESS MAIL and I have a
reasonable basis to expect that this
paper will be mailed on or before

January 30, 2003

John C. Robbins
Reg. No. 34,706

RECEIVED

FEB 05 2003

TECH CENTER 1600/2900

TRANSMITTAL SHEET

Sir:

In Response to the Office Action mailed September 17, 2002, Applicant is filing herewith:

- ☒ REQUEST FOR CONTINUED EXAMINATION (RCE)
- ☒ FEE TRANSMITTAL FOR FY 2003 with Deposit account charge authorization
- ☒ PETITION FOR EXTENSION OF TIME (two months)
- ☒ AMENDMENT
- ☒ REQUEST FOR CORRECTION OF INVENTORSHIP with: Statements of Stephen J. Garger, Gregory P. Pogue, Robert L. Erwin and Laurence K. Grill
- ☒ DECLARATION AND POWER OF ATTORNEY
Executed on December 11, 13, 16 and 17, 2002
- ☒ REQUEST FOR CORRECTED FILING RECEIPT
- ☒ SUBMISSION OF COPIES OF COMMONLY ASSIGNED PATENT APPLICATIONS, PRIORITY APPLICATIONS SN 07/363,138 AND SN 07/219,279
- ☒ INFORMATION DISCLOSURE STATEMENT with references listed on 1449 Form
- ☒ RECORDATION COVER SHEET with ASSIGNMENT
- ☒ STATEMENT UNDER 37 CFR § 1.125(b)(1) FOR SUBMISSION OF SUBSTITUTE SPECIFICATION with Clean and Marked up versions of Specification

Respectfully submitted,

Date:

Jan. 30, 2003

John C. Robbins
Reg. No. 34,706



US Express Mail No. EL 953901125 US
Docket Number: 00801-0087-CPUS04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
FEB 05 2003
TECH CENTER 1600/2900

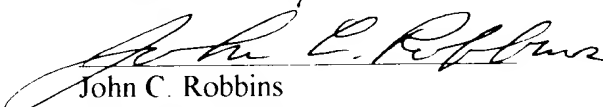
In re Application of)
ERWIN *et al.* (as amended))
Serial No.: 09/626,127)
Filed: July 26, 2000)
For: PRODUCTION OF LYSOSOMAL)
ENZYMES IN PLANTS BY)
TRANSIENT EXPRESSION)

Examiner: Jezia Riley

Group Art Unit: 1637

I hereby certify that this paper is being
sent via EXPRESS MAIL and I have
reasonable basis to expect that this
paper will be mailed on or before

January 30, 2003


John C. Robbins
Reg. No. 34,706

REQUEST FOR CORRECTION OF INVENTORSHIP
UNDER 37 CFR § 1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant hereby requests correction of inventorship under 37 CFR 1.48(a).

Upon careful review of the subject matter in the claims of the instant application, Applicant has recognized that the inventorship of the instant application must be corrected. Of the originally named inventors, Stephen J. Garger has recognized that he is not a co-inventor of the currently claimed subject matter and has signed a statement under 37 CFR § 1.48(a) to assert the removal of his name as an inventor. Further, two inventors named in earlier filed applications from which the instant application claims priority, Robert Erwin and Laurence

Accordingly, Robert Erwin, Laurence Grill and Gregory Pogue have signed statements under 37 CFR § 1.48(a) verifying that they are inventors of the currently claimed subject matter. In accordance with 37 CFR § 1.48(a), a new Declaration has also been executed to include all the inventors and payment of the required fee under 37 CFR § 1.17(i) from Applicants deposit account is authorized, as set forth in the accompanying FEE TRANSMITTAL form.

Applicant hereby requests that the name of Stephen J. Garger of Vacaville CA be removed from the list of named inventors and that the names of Robert L. Erwin, of Davis California, Laurence K. Grill, of Vacaville California and Gregory P. Pogue, of Vacaville California be added to the list of inventors.

Applicant requests that the order of inventors be listed as follows:

Robert L. Erwin, Davis California
Laurence K. Grill, Vacaville California
Gregory P. Pogue, Vacaville California
Thomas H. Turpen, Vacaville California
Monto H. Kumagai, Kailua, Hawaii

Respectfully submitted,



John C. Robbins
Agent for Applicant(s)
Reg. No. 34,706

Date: Jan 30 2003

Telephone No : (707) 446-5501



US Express Mail No. EL 953901125 US
Docket Number: 00801-0087-CPUS04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

FEB 05 2003

TECH CENTER 1600/2900

In re Application of)
)
ERWIN *et al.* (as amended))
)
Serial No.: 09/626,127)
)
Filed: July 26, 2000)
)
For: PRODUCTION OF LYSOSOMAL)
ENZYMES IN PLANTS BY)
TRANSIENT EXPRESSION)

Examiner: Jezia Riley

Group Art Unit: 1637

I hereby certify that this paper is being
sent via EXPRESS MAIL and I have
reasonable basis to expect that this
paper will be mailed on or before

January 30, 2003

John C. Robbins

Reg. No. 34,706

REQUEST FOR CORRECTED FILING RECEIPT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant hereby requests a corrected Filing Receipt for the above identified application as set forth below in accordance with the accompanying Request for Correction Of Inventorship Under 37 CFR 1.48(a), and the accompanying amendment which amends the first page of the specification setting forth the correct priority claim of the instant application.

Please correct the Filing Receipt as follows:

In the section headed **APPLICANT(S)**, Please delete the list of inventors and replace with the following:

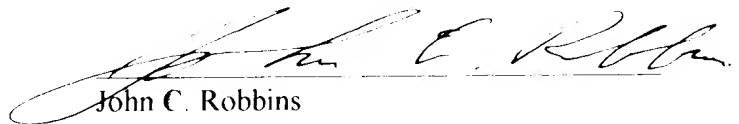
-- Robert L. Erwin, Davis California
Laurence K. Grill, Vacaville California
Gregory P. Pogue, Vacaville California
Thomas H. Turpen, Vacaville California

In CONTINUING DATA AS CLAIMED BY APPLICANT please delete the current
priority claim and replace with:

- - The application is a CIP Ser. No. 09/316,572, 5/21/1999
which is a con Ser. No. 08/324,003, 10/14/1994, Pat 5,977,438
which is a CIP Ser. No. 08/176,414, 12/29/1993, Pat 5,811,653
which is a CIP Ser. No. 07/997,733, 12/30/1992, ABN.
Ser. No. 08/324,003 is also a CIP of Ser. No. 08/184,237, 1/19/1994, Pat 5,589,367
which is a CIP of Ser. No. 07/923,692, 7/31/1992, Pat 5,316,931
which is a CIP of Ser. No. 07/600,244, 10/22/1990, ABN
 Ser. No. 07/641,617, 1/16/1991, ABN,
 Ser. No. 07/737,899, 7/26/1991, ABN and
 Ser. No. 07/739,143, 8/1/1991, ABN.
Ser. No. 07/600,244 is a con of Ser. No. 07/310,881, 2/17/1989, ABN
which is a CIP of Ser. No. 07/160,766, 2/26/1988 ABN and
 Ser. No. 07/160,771, 2/26/1988 ABN.
Ser. No. 07/641,617 is a con of Ser. No. 07/347,637, 5/5/1989, ABN.
Ser. No. 07/737,899 is a con of Ser. No. 07/363,138, 1/8/1989, ABN,
which is a CIP of Ser. No. 07/219,279, 7/15/1988, ABN.
07/739,143 is a CIP of Ser. No. 07/600,244, 10/22/90 ABN,
 Ser. No. 07/641,617, 1/16/91 ABN and
 Ser. No. 07/737,899, 7/26/91 ABN - -

To assist the Examiner with the correction of the priority claim, a family tree setting
forth all the priority claims accompanies this paper.

Respectfully submitted,



John C. Robbins
Agent for Applicant(s)
Reg. No. 34,706
Date: Jan. 30, 2003
Telephone No. (707) 446-5501



PRIORITY CLAIM OF US PATENT APPLICATION S.N. 09/626,127

